IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

CRIMINAL APPEAL NO. 280 OF 2001
(Old No. 392 of 1993)

1. Chaman Lal S/o Videshi Ram, R/o Lakhanwala Newat, P.S. Sahaspur, Dehradun
2. Tej Singh S/o Ram Singh, R/o Nayagaon, P.S. Kotwali, Distt. Dehradun

...Appellants

Versus

The State

...Opposite Party

Dated: May 01, 2007

Sri Amit Bhatt, learned Additional G.A. for the State

HON. DHARAM VEER, J.

This appeal has been preferred against the order dated 01.02.1993 passed by Additional Sessions Judge-II, Dehradun in Cr.M. No. 01 of 1992, State Vs. Chaman Lal by which the learned Addl. Sessions Judge-II has issued the realization warrant against the sureties.

2. This is a transfer case u/s 35(2) of the U.P. Reorganization Act, 2000 from the Allahabad High Court to the High Court of Uttaranchal now High Court of Uttarakhand.

3. None appears to press the appeal no behalf of the appellants, though the notices were served on the appellants personally. The appellants have filed the appeal against the order dated 1.2.1993 which is reproduced below:-

> ***"Issue fresh realization warrant against Tej Singh & Chaman lal, sureties. Fix 1-3-1993"***

4. I have perused the order dated 01.02.1993 and also heard Sri Amit Bhatt, learned Additional G.A. for the State.

5. I do not find any illegality or irregularity in the order dated 1.2.1993 passed by Addl. Sessions Judge-II, Dehradun, which is quoted above. Moreover, none is present to press the appeal also. Under these circumstances, the appeal is liable to be dismissed. The appeal is dismissed accordingly. Interim stay order dated 12.3.1993 is also hereby vacated.

(Dharam Veer, J.)

Rajeev Dang